

THE HON'BLE MR. JUSTICE K.C. BHANU

WRIT PETITION NO. 15037 OF 2005

DATED: 08-09-2005

Between

Abdul Samad, S/o Late Ameenuddin,
Aged about 23 years, Occupation: Business,
R/o. 1/105, Madhaput Malkajigiri Mandal,
Ranga Reddy District.

..... PETITIONER

And

1. The Inspector of Police,
Nacharam Police Station,
Ranga Reddy District and others.

..... RESPONDENTS

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ORDER:

None appears for the petitioner. Heard the learned Government Pleader for Home appearing on behalf of the respondents.

The prayer sought for in the writ petition is to declare the action of the respondents in delaying the matter in Crime No. 18 of 2005 on the file of the learned Additional Judicial Magistrate of First Class, East and North, Ranga Reddy District as illegal and arbitrary.

A detailed counter affidavit has been filed by the respondents stating that the case is lacking evidence of independent eye witnesses and therefore, Inspector of Police, Nacharam, the 1st respondent herein sought for the permission of the Assistant Commissioner of Police to close the case as lack of evidence. Though the Assistant Commissioner of Police gave permission to close the case in the month of April 2005, due to non-availability of the petitioner at his residence to whom a notice is to be served before filing of the report in the Court, the final report could not be filed at the earliest.

In view of the averments made in the counter affidavit, no further orders are required to be passed in this writ petition. The Writ Petition is accordingly dismissed.

08..09..2005

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